

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

UNITED STATES OF AMERICA)	
)	
)	
v.)	Case No. 08-CR-10225-WGY
)	
DAMON PATRICK TOEY)	
)	
Defendant.)	

GOVERNMENT'S MOTION FOR A DOWNWARD
DEPARTURE UNDER U.S.S.G. § 5K1.1

The defendant, Damon Patrick Toey, has provided substantial assistance in the investigation and prosecution of others who have committed crimes. The government therefore asks that the Court grant the defendant a downward departure from the low-end of the otherwise applicable advisory United States Sentencing Guidelines range pursuant to U.S.S.G. § 5K1.1.

Respectfully submitted,

CARMEN M. ORTIZ
United States Attorney

By: /s/ Stephen P. Heymann
Stephen P. Heymann
Assistant U.S. Attorney

CERTIFICATE OF SERVICE

I hereby certify that this document filed through the ECF system will be sent electronically to the registered participants as identified on the Notice of Electronic Filing (NEF).

/s/ Stephen P. Heymann
Stephen P. Heymann
Assistant United States Attorney

Date: April 5, 2010